

ORDINANCE NO. 2728

AN ORDINANCE ELECTION TO DISPENSE WITH AN ELECTION WITHIN THE CITY OF ALBANY, OREGON, UNDER SEC. 222.120 O.R.S. REGARDING THE ANNEXATION OF THE D. E. NEBERGALL MEAT COMPANY PROPERTY, SETTING A TIME FOR PUBLIC HEARING ON THE SAME AND DECLARING AN EMERGENCY .

WHEREAS, on the 9th day of January, 1957, there was filed with the City Recorder of the City of Albany, a petition and consent by the petitioners, D. E. Nebergall and Helen Staiff representing the owners of property contiguous to the City of Albany, Oregon, to elect to dispense with an election within the City of Albany concerning the annexation of the said property and setting a date for the hearing of the same.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: That an election within the City of Albany regarding the annexation of the following described property, to-wit:

Beginning in the center of Cox Creek, where the center line of the main track of the Oregon and California R.R., crosses said creek, at a point South 88 degrees 35' West and 4.73 chains distant from the Quarter Section corner between Sections 4 and 5 in T 11 South, Range 3 of the Willamette Meridian, Oregon; and running thence Southwesterly along the center of said R.R. track 5.80 chains to a point for a beginning corner for the premises herein described;
thence North 35 degrees West, 5.45 chains to the center of said creek;
thence Westerly in the center of said creek following the meanderings thereof to the Northwest corner of the D.L.C. of Anderson Cox in said Township and Range;
thence Southeasterly along the West line of said D.L.C. to the center of the main track of said R.R.;
thence Northeasterly along the center of said R.R. track to the place of beginning, containing 7 acres more or less, subject to the right of way of the Oregon and California R.R. and the Oregon Electric Railway Company, all in Linn County, Oregon.

shall be and it is hereby dispensed with, pursuant to and under the terms of Sec. 222.120 O.R.S.

Section 2: That there shall be a public hearing as to the advisability of annexing the property described in section one to the City of Albany, Oregon, on the 13th day of February, 1957, and the City Recorder is hereby directed to give notice of the said public hearing by publishing in a newspaper of general circulation published in the said city once a week for two (2) successive weeks and by posting in four (4) public places a notice setting forth the time and place of the said hearing and the description of the property to be considered for annexation and the purposes for which the hearing is held.

Section 3: WHEREAS, it is in the betterment of the public health, interest, safety and general welfare of the citizens of the City of Albany that this matter of annexation of the property described herein be disposed of at the earliest possible moment and, should the same be annexed, that the city facilities be made available to this property, therefore, an emergency is hereby declared to exist and this ordinance shall become immediately effective upon its passage by the council and approval by the Mayor.

Passed by the Council: January 9, 1957

Approved by the Mayor: January 9, 1957

W. R. Sigurdson
Mayor

Effective date: January 9, 1957

ATTEST:

Arthur Robinson
Recorder